



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: **JOHN GERGIS**

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS GERGIS PLED GUILTY TO THE FOLLOWING DISCIPLINARY CHARGES ARISING FROM A CCRB INVESTIGATION INTO AN INCIDENT WHICH OCCURRED ON OR ABOUT JULY 29, 2016, ON 92ND ST IN BROOKLYN:

ALLEGATIONS:

1. ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT HE ENTERED A SPECIFIED RESIDENCE STREET IN BROOKLYN WITHOUT SUFFICIENT LEGAL AUTHORITY.
2. ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT HE SEARCHED SAID [REDACTED] RESIDENCE WITHOUT SUFFICIENT LEGAL AUTHORITY.
3. ABUSED HIS AUTHORITY AS A MEMBER OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT HE STOPPED A FIRST PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.
4. WAS DISCOURTEOUS, IN THAT HE USED PROFANITY TOWARDS SAID FIRST PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.
5. ABUSED HIS AUTHORITY AS A MEMBER OF THE NYPD, IN THAT HE THREATENED SAID FIRST PERSON KNOWN TO THE DEPARTMENT WITH THE USE OF FORCE WITHOUT SUFFICIENT LEGAL AUTHORITY.
6. WAS OFFENSIVE, IN THAT HE MADE REMARKS TO SAID FIRST PERSON KNOWN TO THE DEPARTMENT BASED UPON HIS ETHNICITY STATING, "I DON'T GIVE A FUCK, KAHWEL."
7. ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY, OR DISCIPLINE OF THE NEW YORK CITY POLICE DEPARTMENT, IN THAT HE ARRESTED FIRST SAID PERSON WITHOUT SUFFICIENT LEGAL AUTHORITY.
8. WAS DISCOURTEOUS, IN THAT HE USED PROFANITY TOWARDS A SECOND PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.
9. WAS DISCOURTEOUS, IN THAT HE USED PROFANITY TOWARDS A THIRD PERSON KNOWN TO THE DEPARTMENT WITHOUT SUFFICIENT LEGAL AUTHORITY.
10. WAS DISCOURTEOUS, IN THAT HE USED PROFANITY TOWARDS SAID FIRST PERSON WITHOUT SUFFICIENT LEGAL AUTHORITY.

CASE STATUS: CLOSED ON 12/20/2018

ACTION TAKEN: FORFEITURE OF TEN (10) VACATION DAYS

Disclosure # 2:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

1. AHMED HANAFI V. CITY OF NEW YORK, ET AL, 16-CV-6909, FILED IN THE EASTERN DISTRICT OF NEW YORK.

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 06/17/2020, AGAINST MOS GERGIS: ALLEGATION(S):

1. OTHER DEPARTMENT RULES/PROCEDURES VIOLATION - OFFICER NOT WEARING PPE
- CASE STATUS: CLOSED ON 08/05/2020
ACTION TAKEN: VERBAL INSTRUCTIONS

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 4:

CCRB CASE: 201704266

REPORT DATE: 05/30/2017

INCIDENT DATE: 07/29/2016

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE - PREMISES ENTERED AND/OR SEARCHED
2. ABUSE - RETALIATORY ARREST
3. ABUSE - STOP
4. ABUSE - THREAT OF FORCE (VERBAL OR PHYSICAL)
5. DISCOURTESY - WORD
6. DISCOURTESY - WORD
7. OFFENSIVE LANG - ETHNICITY

NYPD DISPOSITION: GUILTY #1 #3 #4 #5 #6 & #7, PENALTY OF 10 VACATION DAYS FORFEITURE

Disclosure # 5:

CCRB CASE: 201804907

REPORT DATE: 06/20/2018

[REDACTED]
[REDACTED]
[REDACTED]

Eric Gonzalez
District Attorney
Kings County